



Attorney Docket No. 6.30.3218 US

DECLARATION

AS THE BELOW NAMED INVENTOR, I declare that:

My residence, post office address, and citizenship are as stated next to my name. I believe that I am the original inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TITLE: **CONTAINER DIVERTER**

the specification of which either is attached or otherwise accompanies this Declaration, or

[X] was filed in the U.S. Patent and Trademark Office on June 27, 2001, and assigned Serial No. 09/891,616,

[] and (if applicable) was amended on _____.

I state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56. I further acknowledge, in the case of any application filed pursuant to Title 35, United States Code, § 120 (and which discloses and claims subject matter in addition to that disclosed in the prior copending application), the duty to disclose all information known to the persons to be material to patentability as defined in 37 C.F.R. § 1.56 which information became available between the filing date of the prior application and the national or PCT international filing date of the subject 35 U.S.C. § 120 application.

I claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

None

Yes [] No [] (Application Number) (Country) (Day/Month/Year filed)

I claim the benefits under Title 35, United States Code, § 120, of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

None

(Application Serial No.) (Filing Date) (STATUS: patented, pending, abandoned)

I appoint the following attorneys, James W. Kerr, Reg. No. 34,082, Paul Grandinetti, Reg. No. 30,754 and James L. Lewis, Reg. No. 24,732, to transact all business in the U.S. Patent and Trademark Office connected therewith and with any divisional, continuation, continuation-in-part, reissue, or reexamination application, with full power of appointment and with full power to substitute an associate attorney or agent, and to receive all patents which may issue thereon. I request that all correspondence be addressed to:

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INVENTOR'S DECLARATION

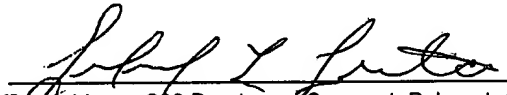
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I DECLARE that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

INVENTOR: Fredrick L. Linton

Citizenship: Canadian

Inventor's signature:  Date: July 10-2001
Residence and Post Office Address: 203 Brentwood Crescent, Belmont, Ontario N0L 1B0 Canada